

HOUSE JOURNAL

SEVENTY-SEVENTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

SEVENTY-FIRST DAY (CONTINUED) — FRIDAY, MAY 11, 2001

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 412).

Present — Mr. Speaker; Alexander; Allen; Averitt; Bailey; Berman; Bonnen; Bosse; Brimer; Brown, B.; Brown, F.; Burnam; Callegari; Capelo; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Crownover; Danburg; Davis, J.; Davis, Y.; Delisi; Denny; Deshotel; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Ellis; Farabee; Farrar; Flores; Gallego; Garcia; George; Geren; Giddings; Glaze; Goodman; Goolsby; Gray; Green; Grusendorf; Gutierrez; Haggerty; Hamric; Hardcastle; Hartnett; Hawley; Heflin; Hilderbran; Hill; Hinojosa; Hochberg; Hodge; Homer; Hope; Hopson; Howard; Hunter; Hupp; Isett; Janek; Jones, E.; Jones, J.; Keel; Keffer; King, P.; King, T.; Kitchen; Krusee; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Menendez; Merritt; Miller; Moreno, J.; Moreno, P.; Morrison; Mowery; Naishtat; Najera; Nixon; Noriega; Oliveira; Olivo; Pickett; Pitts; Puente; Ramsay; Rangel; Raymond; Reyna, A.; Reyna, E.; Ritter; Sadler; Salinas; Seaman; Shields; Smith; Smithee; Solis; Solomons; Swinford; Talton; Telford; Thompson; Tillery; Truitt; Turner, B.; Turner, S.; Uher; Uresti; Villarreal; Walker; West; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Absent, Excused — Hilbert; Jones, D.; Junell; Kolkhorst; Martinez Fischer.

The invocation was offered by Reverend William Andrews, pastor, Butler Chapel A.M.E. Church, San Antonio.

CAPITOL PHYSICIAN

The speaker recognized Representative F. Brown who presented Dr. Haywood Robinson of College Station as the "Doctor for the Day."

The house welcomed Dr. Robinson and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence for today because of important business in the district:

Martinez Fischer on motion of Raymond.

Kolkhorst on motion of Geren.

D. Jones on motion of Counts.

The following member was granted leave of absence for today because of important business:

Junell on motion of Counts.

The following member was granted leave of absence for today because of illness:

Hilbert on motion of Haggerty.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, House List No. 51).

COMMITTEE GRANTED PERMISSION TO MEET

Representative Counts requested permission for the Committee on Natural Resources to meet while the house is in session.

Permission to meet was granted without objection.

COMMITTEE MEETING ANNOUNCEMENT

The following committee meeting was announced:

Natural Resources, 10:30 a.m. today, E2.014, for a public hearing, to consider **SB 2**.

HR 1012 - ADOPTED (by Kuempel)

Representative Kuempel moved to suspend all necessary rules to take up and consider at this time **HR 1012**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 1012, Honoring the accomplishments of George Hannon, the former head coach of the men's golf team for The University of Texas at Austin.

HR 1012 was read and was adopted without objection.

INTRODUCTION OF GUESTS

The speaker recognized Representative Kuempel, who introduced George Hannon and his wife, and former members of The University of Texas golf team.

HR 996 - ADOPTED (by Naishtat)

Representative Naishtat moved to suspend all necessary rules to take up and consider at this time **HR 996**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 996, In memory of Phyllis Chamlee Cobb of Austin.

HR 996 was read and was unanimously adopted by a rising vote.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business:

Alexander on motion of McReynolds.

HR 1025 - ADOPTED (by Berman)

Representative Berman moved to suspend all necessary rules to take up and consider at this time **HR 1025**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 1025, Honoring the 2001 Bishop Thomas K. Gorman Catholic School girls track team for winning the TAPPS Class 3A state championship.

HR 1025 was adopted without objection.

HR 997 - ADOPTED (by Deshotel)

Representative Deshotel moved to suspend all necessary rules to take up and consider at this time **HR 997**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 997, Honoring the 2000-2001 Ozen High School boys basketball team for winning the UIL Class 4A state championship.

HR 997 was read and was adopted without objection.

On motion of Representative R. Lewis, the names of all the members of the house were added to **HR 997** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative Deshotel, who introduced members of the 2000-2001 Ozen High School boys basketball team, winners of the UIL Class 4A state championship.

HR 1027 - ADOPTED (by Olivo)

Representative Olivo moved to suspend all necessary rules to take up and consider at this time **HR 1027**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 1027, Congratulating the 2001 Willowridge boys basketball team for winning the UIL Class 5A state title.

HR 1027 was read and was adopted without objection.

On motion of Representative Bonnen, the names of all the members of the house were added to **HR 1027** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative Olivo, who introduced members of the 2001 Willowridge boys basketball team, winners of the UIL Class 5A state championship, their coaches and principal.

HR 1023 - ADOPTED
(by Hinojosa)

Representative Hinojosa moved to suspend all necessary rules to take up and consider at this time **HR 1023**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 1023, Recognizing the Honorable Fidencio M. Guerra, Sr., of McAllen for his public service.

HR 1023 was adopted without objection.

HCR 282 - ADOPTED
(by J. Davis)

Representative J. Davis moved to suspend all necessary rules to take up and consider at this time **HCR 282**.

The motion prevailed without objection.

The following resolution was laid before the house:

HCR 282, Recognizing the district winners of the National History Day competition from the La Porte Independent School District.

HCR 282 was read and was adopted without objection.

On motion of Representative Uresti, the names of all the members of the house were added to **HCR 282** as signers thereof.

INTRODUCTION OF GUESTS

The speaker recognized Representative J. Davis, who introduced students and teachers from La Porte Independent School District, district winners in the National History Day competition.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of illness:

B. Brown on motion of Berman.

HR 962 - ADOPTED
(by Hodge)

Representative Hodge moved to suspend all necessary rules to take up and consider at this time **HR 962**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 962, Honoring Corrian Williams for being an honorary page.

HR 962 was adopted without objection.

On motion of Representative Edwards, the names of all the members of the house were added to **HR 962** as signers thereof.

HR 963 - ADOPTED
(by Hodge)

Representative Hodge moved to suspend all necessary rules to take up and consider at this time **HR 963**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 963, Honoring Julian Harrison for being an honorary page.

HR 963 was adopted without objection.

On motion of Representative Edwards, the names of all the members of the house were added to **HR 963** as signers thereof.

(Speaker pro tempore in the chair)

CONGRATULATORY AND MEMORIAL CALENDAR

The following congratulatory resolutions were laid before the house:

HR 664 (by Craddick), Congratulating Bob and Sarah Willey of Midland on their 50th wedding anniversary.

HR 665 (by Craddick), Congratulating Marlyn and Marjorie Rooker of Midland on their 50th wedding anniversary.

HR 666 (by Craddick), Congratulating Cecil J. and Martha V. Medlin of Midland on their 60th wedding anniversary.

HR 667 (by Craddick), Honoring Joe and Janet Overton of Midland on the occasion of their 50th wedding anniversary.

HR 668 (by Craddick), Honoring Bill and Dorothy Cotner of Midland on the occasion of their 50th wedding anniversary.

HR 669 (by Craddick), Honoring Don and Wanda Moore of Midland on the occasion of their 50th wedding anniversary.

HR 670 (by Craddick), Honoring the 60th anniversary of Arlie and Mary Evelyn Bryant of Midland.

HR 671 (by Craddick), Honoring the 60th anniversary of Gene Edward and Letha Maurine Hancock of Midland.

HR 672 (by Craddick), Honoring J. D. and Donna Philpott of Midland on their 50th wedding anniversary.

HR 673 (by Craddick), Honoring the 50th anniversary of Shelby and Evelyn O'Neal of Midland.

HR 674 (by Craddick), Honoring the 50th anniversary of Claude and Billie Roberts of Midland.

HR 675 (by Craddick), Congratulating Ezequiel and Inez Laing of Midland on their 50th wedding anniversary.

HR 676 (by Craddick), Congratulating Billy and Rosalee Smith of Midland on their 50th wedding anniversary.

HR 677 (by Craddick), Honoring the 50th wedding anniversary of Ken and Mae Dawson of Midland.

HR 678 (by Craddick), Honoring Carriel and Jannette Nipp of Midland on their 50th wedding anniversary.

HR 694 (by G. Lewis), Honoring Dunbar High School basketball coach Robert Hughes of Fort Worth on his coaching success at the McDonald's All-American High School Basketball Game.

HR 698 (by Ramsay), Honoring Max Newton for his dedication to the improvement of telephone service.

HR 711 (by Eiland), Recognizing March 31, 2001, as Jack A. Johnson Day in Texas.

HR 715 (by Hodge), Honoring Fred Conwright of Dallas for his efforts to promote peace, compassion, and fellowship.

HR 724 was previously adopted.

HR 726 (by Hinojosa), Congratulating Daniel Martinez of Edinburg for being named a distinguished finalist in the 2001 Prudential Spirit of Community Awards.

HR 728 (by Cook), Congratulating Gerald James Sylvester of Austin on attaining the rank of Eagle Scout.

HR 730 (by Noriega), Congratulating Thomas Edison Middle School on its 75th anniversary.

HR 731 (by Noriega), Honoring Jim Fonteno for his outstanding service as Harris County commissioner of Precinct 2.

HR 739 (by Wilson), Congratulating Natalie Maines and Adrian Pasdar on the birth of their son, Jackson Slade Pasdar.

HR 740 (by J. Jones), Honoring Dee Etta Jones of Dallas on her 75th birthday.

HR 741 (by Counts), Congratulating Shane Mercer of Sweetwater High School on being named an Athletes of Good News All-American.

HR 742 (by Nixon), Honoring the recipients of the Community Champion Awards.

HR 744 (by Brimer), Honoring Dr. Sidney Poynter for his 39 years as superintendent of Crowley ISD.

HR 748 (by Noriega), Recognizing the contributions of the Sims Bayou Urban Nature Center in Houston.

HR 750 (by Noriega), Honoring the 49th Armored Division of the Texas National Guard for its impressive peacekeeping efforts in Bosnia.

HR 755 (by J. Jones), Honoring the career achievements of Henry L. "Hank" Aaron.

HR 760 (by Farrar), Congratulating Jigna Dalal of Houston on becoming a United States citizen.

HR 761 (by Madden and McCall), Congratulating Gladys Bishop Harrington of Plano on her 100th birthday.

HR 802 (by Averitt), Honoring the memory of Francisca Alvarez for the assistance she rendered to Texas prisoners of war during the Texas Revolution.

HR 825 (by Gutierrez), Honoring Lucile Hendricks of McAllen for her community service.

HR 828 (by Gutierrez), Commending John Barrera of Mission for his tireless efforts in helping people to become U.S. citizens.

HR 831 (by Gutierrez), Honoring Maria Vallejo Sanchez of McAllen on her 90th birthday.

HR 833 (by Gutierrez), Congratulating the McAllen Kiwanis Club on its 65th anniversary.

HR 834 (by Gutierrez), Honoring Jean Tracy Palmer of McAllen on the occasion of her 80th birthday.

HR 836 (by Gutierrez), Congratulating Alfredo Munguia of McAllen for being elected president of the Rio Grande Valley Builders Association.

HR 887 (by Tillery), Congratulating Carl Tillery on his service to the United Auto Workers.

HR 914 (by Pitts), Honoring Kermit S. Bridges on assuming the position of president of Southwestern Assemblies of God University.

HR 933 (by Danburg), Honoring the Montrose Clinic in Houston on the occasion of its 20th anniversary.

HR 937 (by Kolkhorst), Congratulating Joyce Bise on being named "Citizen of the Year" by the Giddings Area Chamber of Commerce.

HR 959 (by Smith), Honoring Lois Nixon on her retirement as a member of the Hurst-Euless-Bedford school board.

HR 984 (by Kitchen), Honoring Kim Caldwell of Austin on her many accomplishments.

HCR 248 (by Smithee), Honoring Meals on Wheels of Amarillo.

HCR 250 (by B. Turner), Commemorating the importance of the JA Ranch bison herd.

HCR 257 (by Gallego), Honoring the retirement of Anna Maria Saldana.

HCR 260 (by Hilderbran), Honoring the Texas Arts and Crafts Educational Foundation, Inc., for its significant contributions to the advancement of the arts in Texas.

HCR 269 was withdrawn.

The resolutions were adopted without objection.

The following memorial resolutions were laid before the house:

HR 826 (by Gutierrez), In memory of Leslie L. Gilmore of McAllen.

HR 827 (by Gutierrez), In memory of Robert Lord Gilmartin of McAllen.

HR 830 (by Gutierrez), In memory of McAllen police chief Alex Longoria.

HR 832 (by Gutierrez), In memory of Alex Pierro of McAllen.

HR 835 (by Gutierrez), In memory of Jorge A. Morin of McAllen.

HR 837 (by Gutierrez), In memory of Ramon L. de la Garza of Mission.

HR 843 (by Hodge), In memory of Zinnie B. Lewis of Dallas.

HR 846 was withdrawn.

HR 872 (by Hilderbran), In memory of Darrell G. Lochte of Kerrville.

HR 941 (by Edwards), In memory of Lula Belle Goodman of Dewalt.

HCR 267 (by T. King), Honoring the memory of Mary Nan West of San Antonio.

The resolutions were unanimously adopted by a rising vote.

HR 1040 - ADOPTED
(by Morrison)

Representative Morrison moved to suspend all necessary rules to take up and consider at this time **HR 1040**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 1040, In recognition of the War Dogs of Vietnam.

HR 1040 was read and was adopted without objection.

On motion of Representative Noriega, the names of all the members of the house were added to **HR 1040** as signers thereof.

INTRODUCTION OF GUEST

The chair recognized Representative Morrison, who introduced Larry Chilcoat, member of the Vietnam Dog Handlers Association.

HR 946 - ADOPTED
(by Dunnam)

Representative Dunnam moved to suspend all necessary rules to take up and consider at this time **HR 946**.

The motion prevailed without objection.

The following resolution was laid before the house:

HR 946, Honoring Jana Miller of Bellmead for being named the East LaVega Intermediate School Teacher of the Year 2000.

HR 946 was read and was adopted without objection.

LOCAL, CONSENT, AND RESOLUTIONS CALENDAR SECOND READING

The following bills were laid before the house, read second time, and passed to third reading, and the following resolutions were laid before the house on committee report and adopted (members registering votes are shown following the caption):

HB 1978 (by Elkins), A bill to be entitled An Act relating to the boundaries of the North Harris County Regional Water Authority.

HB 2676 (by Truitt), A bill to be entitled An Act relating to the establishment of a domestic violence fatality review team in certain counties.

Amendment No. 1

Representative Truitt offered the following amendment to **HB 2676**:

Amend **HB 2676**, as follows:

Amend SECTION 1, Sec. 93.007, by striking proposed Subsection (d) in its entirety.

Amend SECTION 1, Sec. 93.008, by striking proposed Subsection (d) in its entirety.

Amend SECTION 1, by adding a new Subsection 93.010 to read as follows:

Sec. 93.010. CIVIL LIABILITY FOR DISCLOSURE OF INFORMATION. Subject to the limits described in Section 101.023(b), Civil Practice and Remedies Code, a team organized pursuant to this chapter, or any member thereof may be civilly liable for damages caused by the disclosure of information gathered pursuant to an investigation if such disclosure is made in violation of Section 93.007 and Section 93.008 of this chapter.

Amendment No. 1 was adopted without objection.

Amendment No. 2

Representative Truitt offered the following amendment to **HB 2676**:

Amend **HB 2676** as follows:

In Section 93.003 of **HB 2676**, (page 3, lines 21-23), strike "(1) providing assistance, direction, and coordination to investigation of domestic violence deaths and unexpected deaths" and renumber the subsequent sections accordingly.

Amendment No. 2 was adopted without objection.

CSHB 2786 (by Noriega), A bill to be entitled An Act relating to requiring the Texas Workforce Commission to assist the Texas National Guard in the implementation of certain youth job-training and mentoring programs.

HB 3346 was withdrawn.

HB 3685 (by Keel), A bill to be entitled An Act relating to the creation, administration, powers, duties, operation, and financing of the Northeast Travis County Utility District.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Walker, Representative Keel offered the following committee amendment to **HB 3685**:

Amend **HB 3685** as follows:

On page 6, line 2, strike subsection (d) in its entirety.

Amendment No. 1 was adopted without objection.

Amendment No. 2 (Committee Amendment No. 2)

On behalf of Representative R. Lewis, Representative Keel offered the following committee amendment to **HB 3685**:

Amend **HB 3685** as follows:

1. On page 6, beginning on line 16, strike all of SECTION 10 before the "period" on page 6, line 22, and insert the following:

"SECTION 10. TEMPORARY DIRECTORS. (a) The temporary board of directors consists of:

- (1) Chris Fields;
- (2) Nate Nickerson;
- (3) Seth Spiker;
- (4) John Pfluger; and
- (5) Steven Thomas".

Amendment No. 2 was adopted without objection.

HB 3698 (by Eiland), A bill to be entitled An Act relating to the powers and authority and the board of directors of the Clear Creek Drainage District of Galveston County.

HCR 270 was withdrawn.

HCR 274 (by Menendez, Swinford, Cook, Chisum, and Thompson), Memorializing congress to remove trade, financial, and travel restrictions relating to Cuba. (Heflin, Hill, Kuempel, and Raymond recorded voting no.)

SB 188 (Elkins - House Sponsor), A bill to be entitled An Act relating to paid leave for a state employee who is an emergency medical services volunteer.

CSSB 261 (Ritter - House Sponsor), A bill to be entitled An Act relating to the warnings pet stores must provide concerning reptile-associated salmonellosis; providing an administrative penalty.

CSSB 285 (Delisi - House Sponsor), A bill to be entitled An Act relating to cancer incidence reporting.

CSSB 324 (R. Lewis - House Sponsor), A bill to be entitled An Act relating to applications and fees for injection well permits.

SB 539 (Gray - House Sponsor), A bill to be entitled An Act relating to regulating the enteral administration of anesthesia in connection with the practice of dentistry.

SB 553 (Gray - House Sponsor), A bill to be entitled An Act relating to the creation of a task force to review the methods and procedures used to evaluate a criminal defendant's competency to stand trial and use of the insanity defense.

SB 645 (McCall - House Sponsor), A bill to be entitled An Act relating to the establishment of an electronic system for occupational licensing transactions.

SB 649 (Flores - House Sponsor), A bill to be entitled An Act relating to training requirements for applicants for and recipients of financial assistance for water and sewer services under the economically distressed areas program.

Amendment No. 1

On behalf of Representative Flores, Representative Keffer offered the following amendment to **SB 649**:

Amend **SB 649** (House committee printing) as follows:

(1) In SECTION 1 of the bill, in added Section 17.992, Water Code (page 1, lines 18 and 19), strike "by rule shall" and substitute "may".

(2) In SECTION 1 of the bill, in added Section 17.992, Water Code (page 1, line 21), between "board" and the period, insert "if the board determines that training is necessary".

(3) In SECTION 1 of the bill, in added Section 17.994(a), Water Code (page 2, line 25), strike Subdivision (1) and renumber the subsequent subdivisions appropriately.

(4) In SECTION 1 of the bill, in added Section 17.994(a)(2), Water Code (page 3, line 1), between "Section" and "17.993(a)", insert "17.992 or".

Amendment No. 1 was adopted without objection.

SB 650 (Y. Davis - House Sponsor), A bill to be entitled An Act relating to the composition of and membership on an appraisal review board.

SB 684 (Uresti - House Sponsor), A bill to be entitled An Act relating to the definition of non-physician mental health professional for purposes of a proceeding or evaluation under the Texas Mental Health Code.

Amendment No. 1 (Committee Amendment No. 1)

Representative Uresti offered the following committee amendment to **SB 684**:

AMEND **SB 684** as follows:

(1) On page 1, SECTION 1, line 20, add (F) a licensed physician assistant licensed to practice in this state.

Amendment No. 1 was adopted without objection.

SB 1046 was previously passed.

SB 1189 (Hochberg - House Sponsor), A bill to be entitled An Act relating to an exemption from ad valorem taxation of property owned by nonprofit corporations that provide chilled water and steam to certain health-related institutions of this state.

SB 1236 (Wilson - House Sponsor), A bill to be entitled An Act relating to the grace period on renewal of an alcoholic beverage license or permit.

SB 1352 (Seaman - House Sponsor), A bill to be entitled An Act relating to the size of certain piers in coastal public lands.

SB 1376 (Naishtat - House Sponsor), A bill to be entitled An Act relating to amelioration of convalescent and nursing home and intermediate care facility violations; waiving the right to an administrative hearing.

Amendment No. 1

Representative Naishtat offered the following amendment to **SB 1376**:

Amend **SB 1376** on page 3, lines 19 through 23, by striking subsection "k," and inserting a new subsection "k" as follows:

(k) In this section, "immediate jeopardy to health and safety" is defined by the definition of "Immediate jeopardy" contained in 42 CFR, Section 488.301.

Amendment No. 1 was adopted without objection.

SB 1386 (Farabee - House Sponsor), A bill to be entitled An Act relating to the provision of mental health and mental retardation services.

SB 1429 (G. Lewis - House Sponsor), A bill to be entitled An Act relating to establishing at Prairie View A&M University a center for relationship violence prevention and intervention.

SB 1497 (Oliveira - House Sponsor), A bill to be entitled An Act relating to the sourcing of charges for mobile telecommunications services.

SB 1539 (Isett - House Sponsor), A bill to be entitled An Act relating to the powers of the Lubbock Reese Redevelopment Authority.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative Chavez, Representative Isett offered the following committee amendment to **SB 1539**:

Amend **SB 1539** as follows:

(1) On page 3, line 16, strike the word "a" and insert the words "an electric, gas, or water" between the words "by" and "utility"

(2) On page 3, lines 16-17, strike the words ", as that term is defined by Section 182.001, Utilities Code"

Amendment No. 1 was adopted without objection.

SB 1574 (J. Moreno - House Sponsor), A bill to be entitled An Act relating to an exemption from ad valorem taxation of raw cocoa and green coffee that is held in Harris County.

Representative Y. Davis moved to postpone consideration of **SB 1574** until the end of the calendar.

The motion prevailed without objection.

SB 1600 (McReynolds - House Sponsor), A bill to be entitled An Act relating to the water rights permit for the proposed Lake Eastex water supply reservoir project.

SB 1637 was withdrawn.

SB 1672 (Pitts - House Sponsor), A bill to be entitled An Act relating to the disposition of certain real property owned by the state.

SB 1737 (Oliveira - House Sponsor), A bill to be entitled An Act relating to a property owner's right to inspect and copy records and information used to appraise the owner's property for ad valorem tax purposes.

LOCAL, CONSENT, AND RESOLUTIONS CALENDAR-ADDENDUM

HB 1764 (by B. Turner), A bill to be entitled An Act relating to the creation, administration, powers, duties, operation, and financing of the Kimble County Groundwater Conservation District.

Amendment No. 1 (Committee Amendment No. 1)

On behalf of Representative T. King, Representative B. Turner offered the following committee amendment to **HB 1764**:

Amend **HB 1764** as follows:

On page 5, line 3, insert a new SECTION 13 to read "CHANGE OF DISTRICT NAME. The board of directors may change the district's name when the district annexes territory."

Renumber subsequent sections.

Amendment No. 1 was adopted without objection.

HB 1765 (by B. Turner), A bill to be entitled An Act relating to the creation of the County Court at Law of Brown County.

SB 651 was withdrawn.

CSSB 1119 (Hinojosa - House Sponsor), A bill to be entitled An Act relating to the regulation of bail bond sureties; providing a penalty.

Amendment No. 1

On behalf of Representative Puente, Representative Hinojosa offered the following amendment to **CSSB 1119**:

Amend **CSSB 1119** (house committee printing) as follows:

(1) Between SECTIONS 2 and 3 (page 1, between lines 17 and 18), insert the following appropriately numbered section:

SECTION _____. Section 1704.151, Occupations Code, is amended to read as follows:

Sec. 1704.151. LICENSE REQUIRED. Except as provided by Section 1704.163, a person may not act as a bail bond surety in this state [~~the county~~] unless the person holds a license issued under this chapter.

(2) Strike the recitation of SECTION 4 of the bill (page 2, lines 22-24) and substitute the following:

SECTION _____. Section 1704.154, Occupations Code, is amended to read as follows:

Sec. 1704.154. APPLICATION REQUIREMENTS. (a) To be licensed under this chapter, a person must apply for a license by filing a sworn application with a the board.

(3) Between SECTIONS 7 and 8 of the bill (page 9, between lines 1 and 2), insert the following:

SECTION _____. Section 1704.203, Occupations Code, is amended to conform in part to Section 1, Chapter 1096, Acts of the 76th Legislature, Regular Session, 1999, and further amended by amending Subsection (a) and adding Subsection (h) to read as follows:

(a) Except as provided by Subsection (d), a license holder who holds a license originally issued before September 1, 1999, may not execute, and a person may not accept from the [a] license holder, a bail bond that, in the aggregate with other bail bonds executed by the license holder in this state [that county], results in a total amount that exceeds 10 times the value of the security deposited or executed by the license holder under Section 1704.160.

(h) A person may not act as a bail bond surety in a court in a county in which the person is not licensed unless the person holds a notarized certificate issued by the sheriff of the county in which the person is licensed stating that the person meets the requirements of this chapter for any bond executed by the bail bond surety outside of that county. A bond issued under this subsection is subject to the property held as security or deposit or in trust under Section 1704.160 in the county for which the sheriff issued the certificate and must be included in the total amount of potential liability recorded in that county under this section. On request by a licensed bail bond surety, the sheriff shall issue the certificate required under this subsection.

(4) Renumber the sections of the bill accordingly.

Amendment No. 1 was adopted without objection.

SB 1574 (J. Moreno - House Sponsor), was read second time earlier today and was postponed until this time.

SB 1574 was withdrawn.

RULES SUSPENDED

Representative Maxey moved to suspend the 5-day posting rule to allow the Committee on Land and Resource Management to consider **SB 1160**, **SB 1302**, and **SB 1818**.

The motion prevailed without objection.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Land and Resource Management, upon first adjournment today, Desk 107, for a formal meeting, to consider **SB 1160**, **SB 1302**, and **SB 1818**.

Human Services, upon first adjournment today, Desk 63, for a formal meeting, to consider **SB 527**.

Business and Industry, upon first adjournment today, Desk 3, for a formal meeting, to consider **SB 560** and **SB 1740**.

ADJOURNMENT

Representative Maxey moved that the house adjourn until 11:50 a.m. today.

The motion prevailed without objection.

The house accordingly, at 11:40 a.m., adjourned until 11:50 a.m. today

ADDENDUM

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

House List No. 51

HB 186, HB 362, HB 483, HB 587, HB 1376, HB 1924, HB 3318, HB 3415, HB 3556

